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SCOTTISH STATUTORY INSTRUMENTS

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**2010 No. 17**

**ROAD TRAFFIC**

The A82 Trunk Road (Ba Bridge, Blackmount) (Temporary Prohibition of Traffic and Temporary Speed Restriction) Order 2010

*Made*

*21<sup>st</sup> January 2010*

*Coming into force*

*1<sup>st</sup> February 2010*

The Scottish Ministers, make the following Order in exercise of the powers conferred by section 14(1) and (4), 2(1) and (2) and 4(1) of the Road Traffic Regulation Act 1984(a), and of all other powers enabling them to do so.

In accordance with section 14(1) of that Act, they are satisfied that the traffic on the length of road specified in the Schedule to this Order should be restricted or prohibited as hereinafter provided because works are being or are proposed to be executed on or near the said length of road.

In accordance with section 14(3) of that Act, they have had regard to the existence of alternative routes suitable for the traffic which will be affected by this Order.

**Citation, commencement and cessation**

1. This Order may be cited as the A82 Trunk Road (Ba Bridge, Blackmount) (Temporary Prohibition of Traffic and Temporary Speed Restriction) Order 2010, comes into force on 1st February 2010 and ceases to have effect at midnight on 31st December 2010.

**Temporary prohibition on use of a road**

2. Subject to article 4, no person shall use, or permit the use of, any vehicle on the length of road specified in Part 1 of the Schedule when a prohibition is identified as applying to a part or parts of the length of road by means of traffic signs prescribed by the Traffic Signs Regulations 2002(b).

**Temporary speed restriction**

3. (1) Subject to paragraph (2), no person shall use or permit the use of any vehicle on the length of road specified in Part 2 of the Schedule at a speed exceeding 30mph when a speed restriction is identified as applying to a part or parts of the length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

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(a)1984 c.27; section 14 was substituted by the Road Traffic (Temporary Restrictions) Act 1991 (c.26), section 1(1) and Schedule 1, and amended by the National Parks (Scotland) Act 2000 (asp 10), schedule 5, paragraph 11. Section 2 was amended by the New Roads and Street Works Act 1991 (c.22), Schedule 8, paragraph 18. The Scottish Ministers are the traffic authority by virtue of section 121A of the Road Traffic Regulation Act 1984 (inserted by the New Roads and Street Works Act 1991, Schedule 8, paragraph 70 and amended by S.I. 2001/1400) as read with section 151(1) of the Roads (Scotland) Act 1984 (c.54). The functions of the Secretary of State were transferred to the Scottish Ministers by section 53 of the Scotland Act 1998 (c.46).

(b)Part I of S.I. 2002/3113.

(2) When convoy working is in operation and indicated by one or more of the traffic signs shown in Diagrams 7011, 7025, 7026, 7027, 7028 and 7029 of the Traffic Signs Regulations 2002, no person shall drive any vehicle on the length of road specified in Part 2 of the Schedule at a speed exceeding 10mph when a restriction is identified as applying to a part or parts of that length of road by means of a traffic sign prescribed in Diagram 670 of the Traffic Signs Regulations 2002.

**Exemption for emergency and works vehicles**

4. Nothing in article 2 shall apply to a vehicle being used in an emergency for fire brigade, ambulance, police, mountain rescue or coastguard purposes or a vehicle while being used for carrying out the works.

W H VALENTINE

A member of the staff of the Scottish Ministers

Transport Scotland  
Buchanan House  
58 Port Dundas Road  
Glasgow  
G4 OHF  
21<sup>st</sup> January 2010

## **SCHEDULE**

**Articles 2 and 3**

### **PART 1**

That length of the A82 Dalnottar - Inverness Trunk Road from a point 100 metres or thereby north of the centrepoint of Ba Bridge, Blackmount to a point 125 metres or thereby south of the centrepoint of Ba Bridge, Blackmount, a distance of 225 metres or thereby.

### **PART 2**

That length of the A82 Dalnottar - Inverness Trunk Road on the west side of the existing carriageway from a point 100 metres or thereby north of the centrepoint of Ba Bridge, Blackmount to a point 125 metres or thereby south of the centrepoint of Ba Bridge, Blackmount, a distance of 225 metres or thereby, being the substitute road made in accordance with section 74 of the Roads (Scotland) Act 1984 for that length of road described in Part 1.